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Attorneys for Defendant

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON
PORTLAND DIVISION

UNITED STATES OF AMERICA,

No. CR 10-475-KI

Plaintiff,

v.

MOHAMED OSMAN MOHAMUD,

Defendant.

**UNOPPOSED MOTION TO FILE
STATEMENT ON THEORY OF
DEFENSE IN SUPPORT OF
DISCOVERY MOTIONS AND ACCESS
TO CLASSIFIED MATERIAL UNDER
SEAL AND EX PARTE**

The defendant, through his attorney, Stephen R. Sady, respectfully moves this Court for an order that the defense's statement on theory of defense in support of discovery motions and access

to classified material be filed under seal and *ex parte* in order to preserve Fifth and Sixth Amendment rights. The government, through Assistant United States Attorney Ethan Knight, does not oppose this procedure.

Dated this 6th day of May, 2011.

/s/ Stephen R. Sady

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Chief Deputy Federal Public Defender

/s/ Steven T. Wax

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Federal Public Defender

/s/ Ruben Iñiguez

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Assistant Federal Public Defender